

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

CARLOS KALMAR

Plaintiff,

vs.

THE CLEVELAND INSTITUTE  
OF MUSIC, et al.

Defendants.

) CASE NO. 1:24-cv-193

) JUDGE DAN AARON POLSTER

) PLAINTIFF'S CIVIL RULE 41(a)(2)  
) REQUEST FOR VOLUNTARY  
) DISMISSAL WITHOUT PREJUDICE

Plaintiff Carlos Kalmar, by and through undersigned counsel, pursuant to Federal Civil Rule 41(a)(2), hereby requests an order dismissing this action without prejudice. Plaintiff previously notified the Court that he intends to forego pursuit of his pending Federal Title IX claim(s) at this time. With the understanding that the Court will not exercise supplemental jurisdiction over Plaintiff's pending state law claims independent of the Title IX claim, Plaintiff respectfully requests an order dismissing this action without prejudice to Plaintiff's right to file his state law claims in state court.

Respectfully submitted,

/s/ Nicholas A. DiCello

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**The Court grants Plaintiff's Voluntary Dismissal pursuant to Federal Civil Rule 41(a)(2) of this action without prejudice to Plaintiff's right to file his state law claims in state court. It is SO ORDERED.**  
**s/Dan Aaron Polster**  
**United States District Judge**  
**July 25, 2024**